

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

JOHN DUNMIRE,

Plaintiff,

vs.

CAPT. DEPASQUAL, et al.,

Defendants.

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CIVIL ACTION NO. 05-64 Erie

ORDER OF COURT

AND NOW, this _____ day of _____, 2005, upon consideration of
Defendants' Motion to Dismiss, it is hereby ORDERED that the Motion is GRANTED.

By the Court:

J.